

DOCKET NO.: HER-0050



*Section #6
Box 18eq
Tj*

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Carla H. Kuhner and James A. Romesser

Serial No.: 09/882,781

Group Art Unit: TBA

Filing Date: June 15, 2001

Examiner: TBA

For: Chemically-Modified Peptides, Compositions, and Methods of Production and Use

EXPRESS MAIL LABEL NO: EL719246557US

DATE OF DEPOSIT: December 13, 2001

EL719246557US

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington DC 20231

RESPONSE TO NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL) AND
REQUEST FOR EXTENSION OF TIME

In response to the "Notice of Incomplete Reply (Nonprovisional)" dated December 4, 2001, a response to which is due **December 17, 2001**, and in further response to the "Notice to File Missing Parts of Application--Filing Date Granted" dated August 17, 2001, a response to which was filed October 17, 2001, enclosed herewith for filing is:

- ☒ A copy of the Notice of Incomplete Reply (Nonprovisional).
- ☐ The original Combined Declaration and Power of Attorney, executed by the inventor(s). An unexecuted copy of this document, attached to the above-identified specification, was filed by Express Mail No. @@ on @@.
- ☐ An Associate Power of Attorney is also enclosed.
- ☐ Basic Filing Fee of @@ is enclosed together with the @@ surcharge.
- ☐ Request for Corrected Filing Receipt.
- ☐ A substitute specification in compliance with 37 C.F.R. 1.52.

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- ☐ _____ Sheets of Substitute drawings in compliance with 37 C.F.R. 1.84.
- ☒ Statement to Support Filing and Submission in Accordance with 37 CFR §§1.821 through 1.825;
- ☒ Sequence Listing (pages 1-8).
- ☒ Computer readable form of Sequence Listing.
- ☒ Other: Amendment.
- ☐ Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:
- ☐ an Independent Inventor
- ☐ a Small Business Concern
- ☐ a Nonprofit Organization
- ☒ Request is hereby made under 37 CFR 1.136(a) to extend the time for response as set forth in the Notice to File Missing Parts of Application of August 17, 2001 to and through December 17, 2001, comprising an extension of the shortened period of two months:

	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	FEE	RATE	FEE
<input checked="" type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$200	\$	\$400	\$400.00
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$460	\$	\$720	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$720	\$	\$1440	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$980	\$	\$1960	\$
TOTAL FEE DUE				\$400.00

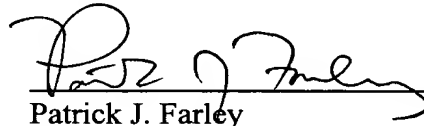
Applicant(s) has/have not been notified that the requested extension will not be permitted. The present application is not involved in an interference declared pursuant to 37 CFR 1.207.

Total fee required \$400.00

- ☒ A check in the amount of \$400 is attached to cover the fee(s) due. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☐ Please charge the surcharge to my Deposit Account No. 23-3050 in the amount of \$@@.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.
- ☒ Any additional filing fees required under 37 CFR 1.16 including fees for presentation of extra claims.
- ☒ Any additional patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).
- ☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.
- ☒ Any patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).
- ☐ The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).
- ☒ Any filing fees under 37 CFR 1.16 including fees for presentation of extra claims.

This sheet is attached in duplicate.

Date: December 13, 2001


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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/882,781	06/15/2001	Carla H. Kuhner	HER-0050

CONFIRMATION NO. 9997

FORMALITIES LETTER



OC00000007152443

Patrick J. Farley, Ph.D.
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MACKIEWICZ & NORRIS LLP
One Liberty Place - 46th Floor
Philadelphia, PA 19103

Date Mailed: 12/04/2001

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)*Filing Date Granted*

The U.S. Patent and Trademark Office has received your reply on 10/17/2001 to the Notice to File Missing Parts (Notice) mailed 08/17/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE